## UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF NEW YORK

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**KEVIN C. McKEVITT** 

Plaintiff,

-against-

11-CV-970

MICHAEL J. ASTRUE, Commissioner of Social Security,

Defendant.

THOMAS J. McAVOY, Senior United States District Judge

## **ORDER**

Consistent with the September 11, 2013 Mandate of the United States Court of Appeals for the Second Circuit, it is hereby

**ORDERED** that the September 26, 2012 Judgment [dkt. # 19] is VACATED, and the matter is REMANDED to the Commissioner of Social Security for further proceedings.

**Dated:** September 12, 2013

Thomas J. Markvoy

Senior, U.S. District Judge